

## FLORIDA SIXTH DISTRICT COURT OF APPEAL

# Raci Tasman and Dean Tasman v. Luz M. Jusakos and Yani Jusakos

Tasman v. Jusakos · No. 6D2024-1078 · Decided March 20, 2026

### SUMMARY

The Florida Sixth District Court of Appeal affirmed the circuit court's decision in favor of Luz M. Jusakos and Yani Jusakos. The court cited the rule that a corporate member generally must show direct harm and special injury, or a special duty owed to the member, to maintain an individual rather than derivative action.

### CASE DETAILS

|                       |                                                          |
|-----------------------|----------------------------------------------------------|
| COURT                 | Florida Sixth District Court of Appeal                   |
| WRITING FOR THE COURT | STARGEL; MIZE; PRATT                                     |
| JURISDICTION          | Florida Sixth District Court of Appeal                   |
| DECIDED               | March 20, 2026                                           |
| DOCKET                | 6D2024-1078                                              |
| DISPOSITION           | affirmed                                                 |
| PROCEDURAL POSTURE    | Appeal from the Circuit Court for Orange County.         |
| PRECEDENTIAL VALUE    | published                                                |
| PARTIES               | Raci Tasman, Dean Tasman v. Luz M. Jusakos, Yani Jusakos |

### TOPICS

appellate procedure

shareholder derivative suits

corporate law

commercial litigation

### PRACTICE AREAS

appellate procedure

corporate law

commercial litigation

### QUESTIONS PRESENTED

- Whether a corporation member may maintain an individual action rather than a derivative action without alleging direct harm and special injury or a special duty owed to the member.

### HOLDINGS

1. A corporation member must establish direct harm and special injury, or a special duty owed to the member, to maintain an individual action instead of a derivative action; the appellate court affirmed the circuit court's disposition.

#### KEY QUOTATIONS

*“Florida requires a direct harm and special injury to a corporation member, or a special duty owed, for a member to maintain an individual action compared to a derivative one”* (at 1)

#### FACTUAL BACKGROUND

The opinion provides no substantive factual background beyond identifying the parties and the appeal from the Orange County Circuit Court. The court's reasoning concerns the distinction between an individual action by a corporation member and a derivative action.

#### PROCEDURAL HISTORY

Raci Tasman and Dean Tasman appealed a ruling of the Orange County Circuit Court. The Sixth District Court of Appeal affirmed the circuit court.

#### DISPOSITION

affirmed

#### CASES CITED

- Iezzi Fam. Ltd. P'ship v. Edgewater Beach Owners Ass'n, 254 So. 3d 584, 586 n.2 (Fla. 1st DCA 2018)
- Dinuro Invs., LLC v. Camacho, 141 So. 3d 731, 738-41 (Fla. 3d DCA 2014)